

IN THE
UNITED STATES DISTRICT COURT
IN AND FOR THE DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA,
Petitioner,

Vs.

34.36 ACRES OF LAND, MORE
OR LESS, SITUATE IN MONMOUTH
COUNTY, STATE OF NEW JERSEY,
AND DAVID ECKERT, ET AL,
Defendants.

CIVIL
M-223-A

DECLARATION

OF

TAKING

FILED 5-7-41

TO THE HONORABLE,
THE UNITED STATES DISTRICT COURT:

I, Frank B. Rowan, Secretary of War of the United
States, do hereby declare that:

1. (a) The lands hereinafter described are taken under and in
accordance with the Act of Congress approved February 26, 1931 (46 Stat. 1421,
40 U.S.C. sec. 258a), and acts supplementary thereto and amendatory thereof,
and under the further authority of the Act of Congress approved August 18,
1890 (26 Stat. 316), as amended July 2, 1917 (40 Stat. 241), and April 11,
1918 (40 Stat. 518; 50 U.S.C. sec. 171), and the Act of Congress approved
September 24, 1940 (Public Resolution No. 99 - 76th Congress).

(b) The public uses for which said lands are taken are as follows:
The said lands are necessary adequately to provide for the enlargement of
Fort Monmouth and for other military purposes. The said lands have been
selected by me for acquisition by the United States for use in connection
with the establishment of an Aircraft Warning Department at the Signal
Corps School, and for such other uses as may be authorized by Congress or by
Executive Order, and are required for immediate use.

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3. The estate taken for said public uses is the full fee simple title thereto, subject, however, to existing easements for public roads and public utilities therein.

4. A plan showing the lands taken is annexed hereto as Schedule "B" and made a part hereof.

5. The sum estimated by me as just compensation for said land, with all buildings and improvements thereon and all appurtenances thereto, and including any and all interests hereby taken in said lands, is set forth in Schedule "A" herein, which sum I cause to be deposited herewith in the Registry of said Court for the use and benefit of the persons entitled thereto. I am of the opinion that the ultimate award for said lands will probably be within any limits prescribed by law as the price to be paid therefor.

IN WITNESS WHEREOF, the petitioner, by its Secretary of War, thereunto authorized, has caused this declaration to be signed in its name by said Henry L. Stimson, Secretary of War, this the 2nd day of May, A. D. 1941, in the City of Washington, District of Columbia.

Henry L. Stimson
Secretary of War of the
United States.

The land which is the subject matter of this condemnation and of this condemnation aggregates 34.36 acres, more or less, situate and being in the County of Monmouth, State of New Jersey. A description of the lands taken, together with a list of the purported owners thereof and a statement of the sum estimated to be just compensation therefor is as follows:

TRACT NO. 1.

DESCRIPTION:

A tract of land, with the buildings, improvements and equipment thereon, and all rights and appurtenances thereto, located in the Borough of Oceanport, Monmouth County, New Jersey, bounded and described as follows: Beginning at a stake at the intersection of the westerly line of lands of Domenico Maida with the northeast line of the New York and Long Branch Railroad right-of-way; thence with said right-of-way line 779 feet more or less to a point, thence leaving said right-of-way line N. 39 degrees 40 minutes East 46 feet, more or less, to a point, thence North 61 degrees 40 minutes East 388 feet, more or less, to a point, thence South 83 degrees 40 minutes East 162 feet, more or less to the northwestern corner of lands of said Domenico Maida, thence with line of said Domenico Maida South 11 degrees 56 minutes East 625 feet, more or less, to point of beginning, containing 4.36 acres, more or less, and being the same land conveyed from Mary Jane Morris, widow, to Willard L. Conrow, by deed dated February 27, 1909, and recorded in the County Clerk's Office in Book 844 of deeds, page 494.

Names of Purported Owners: David Eckert, et al.
Estimated Compensation: \$1,350.00.

TRACT NO. 2.

DESCRIPTION:

A tract of land, with the buildings, improvements and equipment thereon and all rights and appurtenances thereto, located in the Borough of Oceanport, Monmouth County, New Jersey, bounded and described as follows: Beginning at the intersection of the Northwest line of Main Street with the Northeast line of the right-of-way of the New York and Long Branch Railroad, thence along said Northeast line of said right-of-way North 50 degrees 31 minutes West 347.9 feet to a point, thence continuing along said Northeast line of said right-of-way North 56 degrees 13 minutes West 653.5 feet to a stake, which is the intersection of the Northeastern line of right-of-way of New York and Long Branch Railroad, and the Eastern line of David Eckert, thence North 11 degrees 56 minutes West 625 feet to a stake, corner to said Eckert, thence South 82 degrees 56 minutes East 182.84 feet to stake, corner to Fort Monmouth, thence North 62 degrees 29 minutes East 700.26 feet to stake, thence South 51 degrees 46 minutes East 316.80 feet to stake, thence North 69 degrees 14 minutes East 95.75 feet to stake, thence South 81 degrees 46 minutes East 141.90 feet to stake, thence South 28 degrees 31 minutes East 182.2 feet to stake, thence South 1 degree 44 minutes West 77.84 feet to stake, thence South 17 degrees 16 minutes East 135 feet to stake, corner to Woodward, thence South 36 degrees 37 minutes East 56.60 feet to stake, thence South 48 degrees

15 minutes West 208.71 feet to stake, corner to Raffaele Laurino, thence South 36 degrees 37 minutes East 208.71 feet to stake, corner to Raffaele Laurino and Longworth, thence South 48 degrees 15 minutes West 556.70 feet to stake, corner to Dubois, thence South 36 degrees 37 minutes East 135.4 feet to stake in Northwest line of Main Street, thence South 48 degrees 15 minutes East 179.8 feet to place of beginning, containing 29.86 acres, more or less.

Names of Purported Owners: Domenico Maida, et al.
Estimated Compensation: \$14,850.00.

The gross sum estimated to be just compensation for the lands hereby taken is \$16,200.00.